

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

**JOANNA CASTRO,
PLAINTIFF**

V.

**ALBERT SALINAS,
DEFENDANT**

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CIVIL NO. 5:18-CV-00312-DAE

ORDER ON DEFENDANTS' MOTION TO DISMISS UNDER RULE 12(b)(1) and (6)

On this day the Court considered Defendants City of Olmos Park's and Rene Valenciano's ("Defendants") Motion To Dismiss Plaintiff's Second Amended Complaint for lack of subject matter jurisdiction and failure to state a claim upon which relief can be granted, pursuant to FRCP 12(b)(1) and (6). The Court, having considered the pleadings, finds that Defendants' Motion should be granted.

IT IS THEREFORE ORDERED that Defendants City of Olmos Park's and Rene Valenciano's Motion To Dismiss Plaintiff's Second Amended Complaint under Rule 12(b)(1) and (6) is hereby GRANTED. Plaintiff's claims are dismissed as to these Defendants with prejudice.

SIGNED this ____ day of _____, 2019.

U.S. DISTRICT JUDGE